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I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being mailed via "Express Mail Post Office to Addressee" service of the United States Postal Services (Express Mail Label No. EK 848 915 910 US) on the date shown below in an envelope addressed to the Hon. Commissioner of Patents and Trademarks, Washington, DC 20231.

Dated: December 7, 2001

By: Kim A. Cabello  
Kim A. Cabello

JC858 U.S. PRO  
10/017579  
12/07/01  
PATENT APPLICATION

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**REQUEST FOR FILING NATIONAL PATENT APPLICATION**  
**Under 35 USC 111(a) and Rule 53(b)**

Hon. Commissioner of Patents  
Washington, D.C. 20231

WITH SIGNED DECLARATION

NONPROVISIONAL  
NON REISSUE  
NON PCT NAT PHASE

Sir:

Herewith is the PATENT APPLICATION of  
Inventor(s): Nicholas PALAHNUK and Simon HOLDEN

Title LIP ENHANCER

Atty. Dkt.: PW 068802 | 272092  
M# Client Ref

including:

Date: December 7, 2001

1. Specification: 7 pages (only spec. and claims)
2. ☐ Specification in non-English language
3. Declaration ☐ Original ☒ Facsimile/Copy ☒ Abstract 1 page(s); 15 numbered claims
4. ☒ Drawings: 2 sheet(s) ☐ informal; ☒ formal of size: ☐ A4 ☒ 11"
5. ☐ See top first page re prior Provisional, National or International application(s). ("X" box only if info is there and do not complete corresponding item 5 or 6). (Prior M# \_\_\_\_\_ SN \_\_\_\_\_)
6. **AMEND the specification** please by inserting before the first line: -- This is a ☐ Continuation-in-Part  
☐ Divisional ☐ Continuation ☐ Substitute Application (MPEP 201.09) of:  
6(a) ☐ National Appln. No. / filed (M# )  
6(b) ☐ International Appln. No. \_\_\_\_\_ filed \_\_\_\_\_  
which designated the U.S., and that International Application ☐ was ☐ was not published under PCT Article 21(2) in English.--
7. ☐ **AMEND the specification** by inserting before the first line: -- This application claims the benefit of U.S. Provisional Application No. 60/ \_\_\_\_\_, filed \_\_\_\_\_, --
8. ☐ Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.
9. ☐ Prior application is assigned to \_\_\_\_\_

by Assignment recorded \_\_\_\_\_ Reel \_\_\_\_\_ Frame \_\_\_\_\_

10. **FOREIGN** priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in \_\_\_\_\_  
11. \_\_\_\_\_ (country)

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	
(3)		(4)	
(5)		(6)	
(7)		(8)	
(9)		<input type="checkbox"/> See 3 <sup>rd</sup> page for additional priorities	

12. \_\_\_\_\_ (No.) Certified copy (copies): ☐ attached; ☐ previously filed (date) \_\_\_\_\_  
in U.S. Application No. \_\_\_\_\_ / \_\_\_\_\_ filed on \_\_\_\_\_
13. Small entity status → ☐ is **not** claimed; ☒ is claimed (**Pre-filing confirmation required**)
- 13(a). ☐ Attached: \_\_\_\_\_ (No.) Small Entity Statement(s) (since 9/8/00 small entity statement(s) not essential to make claim)
- 13(b) ☒ See **NONPUBLICATION REQUEST** under Rule 213(a) attached (PAT-258)
14. **DOMESTIC/INTERNATIONAL** priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1)		(4)	
(2)		(5)	
(3)		(6)	

15. ☐ This application is being filed under Rule 53(b)(2) since an inventor is named in the enclosed Declaration who was not named in the prior application.
16. ☐ Attached:
17. ☐ Preliminary Amendment:

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**

				Large/Small Entity		Fee Code
18. Basic Filing Fee				\$740/\$370	\$370	101/201
19. Total Effective Claims	15	minus 20 =	*0	x \$18/\$9 =	+ 0	103/203
20. Independent Claims	3	minus 3 =	*0	x \$84/\$42 =	+ 0	102/202
*If answer is zero or less, enter "0"						
21. If any proper multiple dependent claim (ignore improper) is present, add (Leave this line blank if this is a reissue application)				+ \$280/\$140	+ 0	104/204
22. TOTAL FILING FEE ENCLOSED =				\$370		
23. If "non-English" box 2 is X'd, add Rule 17(k) processing fee				+ \$130	+ 0	139
24. If "assignment" box 8 is X'd, add recording fee				+ \$40	+ 0	581
25. <input type="checkbox"/> Attached is a Petition/Fee under Rule No.				+ \$130	+ 0	122
26. TOTAL FEE ENCLOSED =				\$370		

Our Deposit Account No. 03-3975

Our Order No. 068802 | 272092

C#

M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

**This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.**

**Pillsbury Winthrop LLP  
Intellectual Property Group**

50 Fremont Street  
P.O. Box 7880  
San Francisco, CA 94105  
Tel: (619) 234-5000

By Atty: Jonathan E. Jobe, Jr.

Reg. No. 28,429

Sig: \_\_\_\_\_

Fax: (619) 236-1995  
Tel: (619) 544-3102

JEJ/KAC

NOTE: File in duplicate with 2 post card receipts (PAT-103) & attachments

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

Inventor(s): Nicholas PALAHNUK and  
Simon HOLDEN

Atty Dkt: 68802 / 272092  
C# M#

Filed: Herewith

**NOTE:** Request will **NOT** be honored by PTO  
if filed later than the application.

Title: LIP ENHANCER

**MUST** be filed with the application initially.

**NONPUBLICATION REQUEST UNDER RULE 213(a)**

The attached new application is **NOT TO BE PUBLISHED** under 35 U.S.C. §122(b).

I hereby certify that the invention disclosed in the attached new application has not been and  
will not be the subject of an application filed in another country, or under a multilateral international  
agreement, that requires publication at eighteen months after filing.

This request is signed in compliance with the provisions of Rule 33(b) by the signature(s) in  
one of the three columns below.

Respectfully Submitted,

Pillsbury Winthrop LLP

Inventor(s)

Assignee(s) of Record Per  
Enclosed Assignment

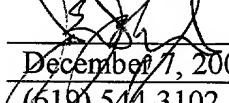
Sig: \_\_\_\_\_  
Name: \_\_\_\_\_  
Date: \_\_\_\_\_

Assignee:

By Atty.: Jonathan E. Jobe, Jr.  
Reg. No.: 28,429

Sig: \_\_\_\_\_  
Name: \_\_\_\_\_  
Date: \_\_\_\_\_

By \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

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